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9 **NATIONAL EWP, INC.**

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF NEVADA

12 BOART LONGYEAR, INC.,

Case No. 2:11-cv-02106-JCM-RJJ

13 Plaintiff,

14 vs.

15 NATIONAL EWP, INC.; SEAN
ARCHIBALD; CRAIG BOWSER; JEFF
16 FERGUSON; ZACH McMILLAN; JACOB
MULBERRY; EZRA SCHILLING; and
CORY SPENCER,

17 Defendants.
18

ORDER DENYING PLAINTIFF'S
MOTION FOR PRELIMINARY
INJUNCTION

19 Plaintiff BOART LONGYEAR, INC.'s Motion For Preliminary Injunction having come
20 before the Court, the Honorable Judge James C. Mahan presiding, on June 14, 2012 at 10:30 a.m.
21 in Courtroom 6A, Plaintiff BOART LONGYEAR, INC. being represented by Bruce C. Young,
22 Esq. and Noel E. Eidsmore, Esq. of the law firm Littler Mendelson (hereinafter "Plaintiff") and
23 Defendant NATIONAL EWP, INC. being represented by Lisa J. Zastrow, Esq. and Anthony J.
24 Celeste, Esq. of the law firm Kaempfer Crowell Renshaw Gronauer & Fiorentino (hereinafter

1 "Defendant"), the Court having considered the pleadings and papers on file in this matter, the
2 arguments of counsel, and otherwise finding good cause, rules as follows:

3 IT IS HEREBY ORDERED, ADJUDGED and DECREED that Plaintiff is unlikely to
4 succeed on the merits of its First Amended Complaint and therefore the Motion For Preliminary
5 Injunction is hereby denied.

6 IT IS SO ORDERED.

7 DATED July 5, 2012.

8 
9 UNITED STATES DISTRICT JUDGE

10
11 Respectfully submitted by

12 KAEMPFER CROWELL RENSHAW
13 GRONAUER & FIORENTINO

14 /s/ Lisa J. Zastrow

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the 29th day of June, 2012, I electronically filed the foregoing **ORDER DENYING PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION** using the court's CM/ECF system which will send notification to the parties and/or counsel in this matter.

/s/ Vickie Campbell
an employee of
Kaempfer Crowell Renshaw Gronauer & Fiorentino

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